



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Naoaki OGURE et al.**

Art Unit: **2879**

Application Number: **10/567,151**

Examiner: **Unassigned**

Filed: **February 3, 2006**

Confirmation Number: **4226**

For: **SUBMERGED ELECTRODE AND MATERIAL THEREOF**

Attorney Docket Number: **062068**
Customer Number: **38834**

REQUEST FOR CORRECTED FILING RECEIPT

Mail Stop: Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

July 1, 2008

Sir:

Please supply the undersigned attorney with a corrected filing receipt for the above-identified application. The undersigned also respectfully requests that the Patent and Trademark Office records be amended to reflect the correction.

In reviewing the Official Filing Receipt, we noted an error in the **Foreign Applications Data**. The **Foreign Applications Data** should read -JAPAN 2003-289865 08/08/2003-; --JAPAN 2003-322044 09/12/2003-; and -JAPAN 2003-328678 09/19/2003-. A copy of the **Declaration** is enclosed which indicates the correct information. We are also enclosing a copy of the filing receipt with the corrections highlighted.

If any fees are required in connection with this paper, please charge Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP

William F. Westerman

Attorney for Applicants

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WFW/pmd

Enclosures: Official Filing Receipt; Declaration

**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE RECD	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
10/567,151	02/03/2006	2879	2150	062068	37	5

CONFIRMATION NO. 4226**38834**

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP
1250 CONNECTICUT AVENUE, NW
SUITE 700
WASHINGTON, DC 20036

RECEIVED

OC000000030634592

FILING RECEIPT**JUN 27 2008**

Date Mailed: 06/26/2008

WESTERMAN, HATTORI,
DANIELS & ADRIAN

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

Applicant(s)

Naoaki Ogure, Tokyo, JAPAN;
Manabu Tsujimura, Kanagawa, JAPAN;

Assignment For Published Patent Application

EBARA CORPORATION, Tokyo, JAPAN

Power of Attorney: The patent practitioners associated with Customer Number 38834

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP04/11522 08/04/2004

Foreign Applications :-- JAPAN 2003-289865 08/08/2003 --:
:-- JAPAN 2003-322044 12/01/2003 --:
:-- JAPAN 2003-328678 09/11/2003 --:

If Required, Foreign Filing License Granted: 06/23/2008

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 10/567,151**

Projected Publication Date: 10/02/2008

Non-Publication Request: No

Early Publication Request: No

Title

Submerged Electrode and Material Thereof

Preliminary Class

313

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

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The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as

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This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

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NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

JUL 02 2008

DECLARATION FOR U.S. PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

SUBMERGED ELECTRODE AND MATERIAL THEREOF

the specification of which is attached hereto unless the following is checked

was filed on _____ as United States Application Number _____ and was filed on August 4, 2004 as PCT International Application Number PCT/JP2004/011522 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 (a) – (d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application for which priority is claimed.

(List prior foreign applications. See note A)	Priority Claimed		
	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
2003-289865 (Number)	Japan (Country)	08/08/2003 (Day/Month/Year Filed)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2003-322044 (Number)	Japan (Country)	12/09/2003 (Day/Month/Year Filed)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2003-328678 (Number)	Japan (Country)	19/09/2003 (Day/Month/Year Filed)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

(See note B) See attached list for additional prior foreign applications

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

(List prior U.S. Applications)

(Application Serial No.)	(Filing Date)

Status

Patented Pending Abandoned

Patented Pending Abandoned

Patented Pending Abandoned

Patented Pending Abandoned

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Customer Number: 38834

Please direct all communications to the following address:

Westerman, Hattori, Daniels & Adrian, LLP
1250 Connecticut Avenue, N.W., Suite 700, Washington, D.C. 20036



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18 of the United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(See note C)

Full name of sole or first inventor (given name, family name)

Inventor's signature

Residence

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Post Office Address

Naoaki Ogure

Naoaki OGURE

06.1.17

Date

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Full name of second inventor (given name, family name)

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Residence

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06.1.23

Date

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Inventor's signature

Residence

Post Office Address

Date

Citizenship

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Japan

Full name of fourth inventor (given name, family name)

Inventor's signature

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